

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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ELECTRONICALLY FILED
DOC #:
DATE FILED: 10/02/2023

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LeeSandra Moore, *on behalf of herself and others*
similarly situated in the proposed FLSA Collective
Action,

Plaintiff,

-against-

Atlantis Management Group LLC, AMG 10th Ave
Quickserve LLC, AMG Broadway Quickserve
LLC, and Berk Basatemir,

Defendants.
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Civ. No.: 23-cv-03121

MEMO ENDORSED

STIPULATION OF DISMISSAL WITHOUT PREJUDICE

WHEREAS Plaintiff filed the Complaint in this action on April 14, 2023 (Dkt. No.

1, "Compl.");

WHEREAS Plaintiff alleges purported violations of the Fair Labor Standards Act
("FLSA");

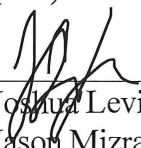
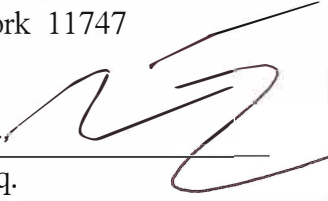
WHEREAS the limitations period under the FLSA is either two or, at most, three
years, 29 U.S.C. § 255; and,

WHEREAS Plaintiff alleges her employment with the remaining Defendants
concluded in June 2018 (Compl. ¶ 7) and Defendants have indicated their intention to move to
dismiss the Complaint based on the statute of limitations;

WHEREAS the parties have not reached an agreement regarding resolution of this
matter at this time;

IT HEREBY IS STIPULATED AND AGREED, by and between the undersigned
counsel for Plaintiff and Defendants, as follows:

1. Plaintiff's claims, and the instant action, are hereby voluntarily dismissed, without prejudice to reassertion of any or all claims in the appropriate forum.

<p>LEVIN-EPSTEIN & ASSOCIATES, P.C. <i>ATTORNEYS FOR PLAINTIFF</i> 60 East 42nd Street, Ste. 4700 New York, New York 10165 (212) 792-0048</p> <p>By:  Joshua Levin-Epstein, Esq. Jason Mizrahi, Esq.</p>	<p>JACKSON LEWIS P.C. <i>ATTORNEYS FOR DEFENDANTS</i> 58 South Service Rd., Ste. 25- Melville, New York 11747 (631) 247-0404</p> <p>By:  /s/ Noel P. Tripp, Esq., Noel P. Tripp, Esq.</p>
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Application GRANTED. The Clerk of Court is respectfully directed to CLOSE the case.

SO ORDERED.



10/02/2023

HON. VALERIE CAPRONI
UNITED STATES DISTRICT JUDGE